

Daly Parton

October 24, 2008

By Electronic Filing

Chairman Kevin J. Martin
Commissioner Jonathan S. Adelstein
Commissioner Michael J. Copps
Commissioner Robert M. McDowell
Commissioner Deborah Taylor Tate

Federal Communication Commission
445 12th Street, SW
Washington, DC 20554

**Re: Introduction of Unlicensed Devices in the "White Spaces"
ET Docket No. 04-186**

Dear Commissioners of the Federal Communications Commission:

I don't know all the legalese concerning this issue so I've had some very smart people inform me about the legalities here. I do know, however, that as a performer who tours much of the country throughout the year and is involved in several live entertainment ventures, I join with fellow producers and performers across the country in bringing this matter to your attention. I have deep concern over the Commission's announcement that it intends to vote on an order allowing devices using spectrum sensing technology to occupy the "white space" radio frequencies on November 4, 2008 (Election Day).

I've learned about the lengthy FCC Laboratory Division's report released just days ago (October 15, 2008) demonstrating the ineffectiveness of technology meant to prevent wireless interference and the FCC's intent to vote on rules derived from this report without allowing affected industries to review the proposal. Based on that, I join the

National Association of Broadcasters' Emergency Request¹ to stay the vote scheduled for Election Day. I also echo the recent comments offered by the Sports Technology Alliance, Harrah's Entertainment, The Broadway League and various members of Congress.

As someone who uses the white spaces and knows the value of them for the work that I and many of my friends do around the country, I ask the FCC to recognize the entertainment industry's valuable contribution to the cultural life and economy of this country. If the FCC ignores the value provided by current users of the white spaces, the potential direct negative impact on countless people may be immeasurable.

As you might know, I am an inductee to both the County Music and Songwriters Hall of Fame and am currently on a world tour supporting my latest album. New regulations could have direct impact on many ventures in which I am directly involved, including:

- **9 TO 5: THE MUSICAL**, a new BROADWAY MUSICAL based on the Patricia Resnick-penned film featuring a score that I have written. This show is scheduled to open on Broadway in April 2008.

- **Dollywood** in Pigeon Forge, Tennessee boasts spectacular concerts and music events and attracts approximately 3 million visitors each year.

- **Grand Ole Opry**, country music headquarters and a historic landmark in Nashville, Tennessee. This organization has a major influence on the country music industry and country music radio. I have been a member since 1969 and continue to perform there.

With my extensive background in the entertainment industry, I can unequivocally confirm that the importance of clear, consistent wireless microphone broadcasts simply cannot be overstated. This industry relies on wireless technology and is in jeopardy of being irreversibly devastated by the Commission's pending decision. Therefore, I am simply confounded that the FCC, a governmental entity created to assure the rights and interests of all Americans, has refused to allow the public to review rules affecting millions of people before the rules are put to a vote. Because the FCC has not allowed any opportunity for comment, and scheduled its vote on the day of the Presidential election, the public might assume the Commission recognizes the significant controversy its vote will generate and is therefore making all efforts to divert media attention away from its decision.

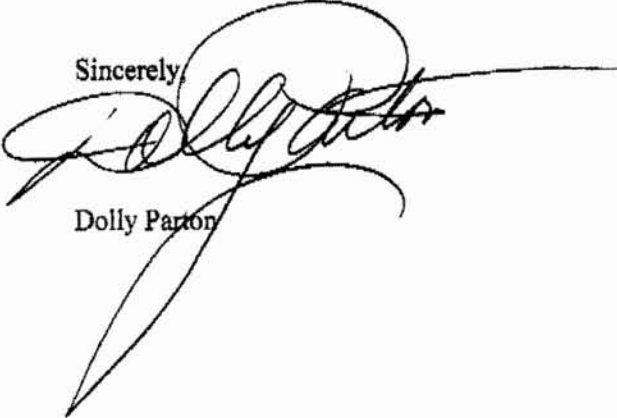
¹ Emergency Request, filed by The Association for Maximum Service Television, Inc. ("MSTV"), the National Association of Broadcasters ("NAB"), the ABC, CBS, and FOX Television Networks and the Open Mobile Video Coalition ("OMVC"), ET Docket Nos. 04-186 and 02-380, October 17, 2008.

Assuming the Commission believes its plan is truly fair and adequately accommodates the needs of all wireless users, interested parties have the right to absolute government transparency. We are entitled to a chance to point out complications unanticipated by the FCC or perhaps overlooked by parties favoring the FCC's November 4 vote (including Microsoft, Google, Dell, HP, Intel, Philips, Earthlink and Samsung). We have the right to comment on whether the rules the FCC intends to implement will be workable under real world conditions, and not under a fabricated set of ideal circumstances that exist only in a laboratory.

With a failing economy and millions of Americans fearful their jobs are at risk, the Federal Government should be supporting well established industries that have demonstrated consistent growth and economic opportunity, despite the condition of the stock market. Putting the fates of millions of people and the future of U.S. economic strongholds at significant risk simply to satisfy the demands of some of America's largest corporations is a dangerous and shortsighted answer to a highly complicated question.

The FCC should defer its November 4 vote, publish the proposed rules and allow a comment period. Every American who stands to lose, or benefit, from the FCC's decision has the right to review the Commission's interpretation of the engineer's report and express their opinion on whether the plan recognizes the true needs of all users. Your office has a historic opportunity to distribute bandwidth in a way that appreciates the contribution of existing users providing a great public good, generating jobs and revenue for the economies of cities across the country. Please do not make the mistake of denying all involved the opportunity to participate in this, the most important step in the process.

Sincerely,



Dolly Parton